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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

ALICIA INES MOYA GARAY, JUAN
JAIME LOPEZ-JIMENEZ, and
ARRIBA LAS VEGAS WORKER
CENTER,

Plaintiffs,

vs.

CITY OF LAS VEGAS, a municipality;
MICHELE FREEMAN, in her official
capacity as City of Las Vegas Chief of
Department of Public Safety;
BANANTO SMITH, in his individual
capacity and official capacity as Deputy
Chief of Detention Services;

Defendants.

Case No. 2:20-cv-00119-GMN-EJY

**STIPULATION AND ~~PROPOSED~~ ORDER
TO EXTEND DISCOVERY DEADLINES**

(FOURTH REQUEST)

STIPULATION AND [PROPOSED] ORDER TO EXTEND DISCOVERY DEADLINES

Pursuant to LR IA 6-1 and LR 26-3, the parties, by and through their respective counsel of record, hereby stipulate and request that this Court extend the Discovery Deadlines in the above-captioned case. Plaintiffs Alicia Ines Moya Garay and Juan Jaime Lopez-Jimenez (“Plaintiffs”) and Defendants City of Las Vegas, *et al.* (“Defendants”) stipulate and respectfully request a thirty (30) day extension of the current scheduling order deadlines. In support of this Stipulation and Request, the parties state as follows:

A. DISCOVERY COMPLETED TO DATE

Plaintiffs Alicia Ines Moya Garay and Juan Jaime Lopez-Jimenez (“Plaintiffs”) and Defendants City of Las Vegas, *et al.* (“Defendants”) made their initial disclosures on June 16, 2020. Plaintiffs propounded their First Set of Interrogatories on August 5, 2020. On August 31, 2020, Defendants requested an extension to respond to Plaintiffs’ First Set of Interrogatories, which Plaintiffs granted. On September 2, 2020 Plaintiffs served their First Set of Requests for Admission and Requests for Production of Documents.

On September 10, 2020, Defendants served their responses to Plaintiffs’ First Set of Interrogatories. On September 24, 2020, Plaintiffs served their amended First Set of Interrogatories. On October 1, 2020, Defendants served their responses to Plaintiffs’ First Set of Requests for Admission. On October 15, 2020, Defendants served their responses to Plaintiffs’ First Set of Requests for Production of Documents. On October 20, 2020, Defendants served their responses to Plaintiffs’ amended First Set of Interrogatories. On November 5, 2020, Defendants served their First Supplemental Responses to Plaintiffs’ First Set of Requests for Production of Documents. On December 18, 2020, Defendants served their Supplemental Responses to Plaintiffs’ First Set of Requests for Admission. On December 21, 2020, December 22, 2020, and December 29, 2020, Plaintiffs conducted the depositions of three witnesses employed by the City of Las Vegas.

On January, 21, 2021, Defendants propounded their First Set of Interrogatories and First Set of Requests for Production of Documents. On February 17, 2021 Plaintiffs requested an

1 extension to respond to Defendants' First Set of Interrogatories and First Set of Requests for
2 Production of Documents, which Defendants granted. On March 8 and 9, 2021, Plaintiffs served
3 their responses to Defendants' First Set of Interrogatories and First Set of Requests for Production
4 of Documents. On March 25, 2021, Plaintiffs propounded their Second Set of Interrogatories,
5 Second Set of Requests for Admission, and Second Set of Requests for Production of Documents.

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7 **B. DISCOVERY REMAINING TO BE COMPLETED**

8 The parties in this case continue to propound and respond to written discovery and must
9 conduct additional depositions, in addition to making their expert disclosures.

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11 **C. REASON FOR REQUEST FOR EXTENSION OF DISCOVERY DEADLINES**

12 Plaintiffs continue to coordinate with an expert to provide forensic psychological services.
13 In light of the logistical challenges that have arisen because the COVID-19 pandemic, including
14 securing video conferencing/telemedicine technology for Plaintiffs, Plaintiffs require more time to
15 provide merits experts' disclosures. Because Plaintiffs have exhibited diligence in their search for
16 an expert witness and because Defendants do not oppose the request, Plaintiffs demonstrate good
17 and just cause for the extension.

18 Further, the parties have exhibited diligence in propounding and responding to written
19 discovery and conducting depositions, but significant discovery remains to be completed. For
20 example, Plaintiffs have conducted three depositions of Defendants' witnesses and are preparing
21 to notice additional depositions. Defendants must also conduct Plaintiffs' depositions. The parties
22 also anticipate likely expert depositions. Moreover, based on the number of witnesses identified in
23 Defendants' initial disclosures and discovery responses, the parties have discussed the possibility
24 of seeking leave of court under Fed. R. Civ. P 30(a)(2)(A)(i) to take more than ten (10) depositions.
25 The parties respectfully request an extension of the discovery cut-off date, in the event that the
26 parties stipulate to taking more than ten depositions at a later time.

27 In addition, on April 7, 2021, the Defendants' lead counsel will move to another department
28 within the City and this case will be reassigned to new counsel. The extension will allow

appropriate time for new counsel to properly assume responsibility over this matter and complete the remaining discovery. Because of Plaintiffs' diligence and because Defendants do not oppose the request, the parties demonstrate good and just cause for the extension. The parties respectfully request a thirty (30) day extension of the current scheduling order deadlines in accordance with the proposed scheduling order below.

D. PROPOSED SCHEDULE FOR COMPLETING DISCOVERY

- | | |
|--|-------------------|
| 1. Initial Disclosures | June 16, 2020 |
| 2. Amending pleadings / adding parties | December 28, 2020 |
| 3. Merits experts' disclosures due | April 29, 2021 |
| 4. Rebuttal experts' disclosures due | June 1, 2021 |
| 5. Discovery Cut-off date | June 24, 2021 |
| 6. Dispositive Motions due | July 26, 2021 |

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1 Dated: March 30, 2021

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3 MEXICAN AMERICAN LEGAL DEFENSE
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4 By: /s/ Adrian Hernandez
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Attorneys for Defendants

17 IT IS SO ORDERED:

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20 UNITED STATES MAGISTRATE JUDGE

21 DATED: March 30, 2021